



THOMAS M. MENINO
Mayor

EX PARTE OR LATE FILED

CITY OF BOSTON
LAW DEPARTMENT

City Hall Room 615
Boston, MA 02201

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MERTIA A. HOPKINS
Corporation Counsel

October 18, 2002

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Re: *Ex Parte* Submission in GN Docket No. 00-185 and CS Docket No. 02-52, CC
Docket No. 96-98 and WT Docket No. 97-217, and CC Docket 98-146.

Dear Ms. Dortch:

Pursuant to Section 1.1206 of the Commission's rules, 47 C.F.R. § 1.1206, the Commission's Local and State Government Advisory Committee (the "LSGAC"), on behalf of itself and the other local and state governmental entities listed in Attachment I, submits this notice of *ex parte* communication in the above-captioned proceedings.

On September 27, 2002, members and staff of the LSGAC (see **Ex. 1**) met with Representatives of the Industry Rights-of-Way Working Group ("IRWWG"). See **Ex. 2**. At this meeting, there was a discussion of various rights of way related topics, including conditions for using the public rights of way, registration requirements, construction standards, placement of facilities, restoration requirements, mapping, audits, penalties and indemnification. It was agreed that progress was made in addressing the various issues, and the parties hope to meet again at the LSGAC's next meeting on November 15, 2002.

Thank you for your attention to this matter. Please direct any questions regarding this *ex parte* submission to the undersigned.

Eve A. Piemonte Stacey

Merita A. Hopkins
Corporation Counsel
Eve A. Piemonte Stacey
Assistant Corporation Counsel
for Thomas M. Menino
Mayor, City of Boston
On behalf of the LSGAC

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LOCAL AND STATE GOVERNMENT ADVISORY COMMITTEE

Ex Parte Filing for September 27, 2002

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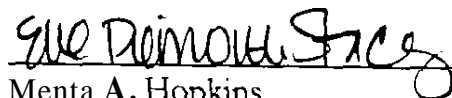
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RE Rate Regulations – MM Docket Nos 92-266 and 93-215
Adoption of Uniform Accounting System for the Provision of Regulated Cable Service – CS Docket No 94-28
Cable Pricing Flexibility – CS Docket No. 96-157

The FCC's Local and State Government Advisory Committee ("LSGAC") met on September 27, 2002 at the FCC's Headquarters at the Portals in Washington, D.C. As is its practice, the FCC staff delivered presentations to LSGAC committee members and/or representatives of the LSGAC members on a variety of topics. The topics discussed are included in the Meeting Agenda attached hereto as **Exhibit A**. Names of presenters, FCC staff, LSGAC committee members and representatives of the LSGAC members who attended part or all of the meeting are listed on the March 22, 2002 sign-in sheet attached hereto as **Exhibits B and C**.

FCC staff provided an update to the LSGAC on the pending deadlines for these proceedings. The LSGAC **was** informed of the issues raised by the NPRM, including 1) whether rate regulation is working properly; 2) policy questions; and 3) accounting practices.

Although the presentations at the meeting may not be considered *ex parte* proceedings as defined by the FCC and other controlling statutes, rules or regulations, in the interest of providing notice and disclosure of these presentations to all interested parties, the LSGAC submits this *ex parte* filing.


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Corporation Counsel
Eve A. Piemonte Stacey
Assistant Corporation Counsel
for Thomas M. Menino
Mayor, City of Boston

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DRAFT**FCC LOCAL AND STATE GOVERNMENT ADVISORY COMMITTEE****MEETING AGENDA**

Friday, September 27, 2002

- LOCATION:** **FCC Offices, The Portals, 445 12th Street S.W.**
Commission Meeting Room (12th Street entrance level)
- 8:30 a.m. Greetings & Introductions
- 9:00 a.m. – 9:30 a.m. LSGAC and its Staff discussion and preparation for meeting with Industry Rights of Way Working Group (LSGAC and its Staff only).
- 9:30 a.m. – 11:30 a.m. Meeting with IROWWG (LSGAC, its Staff, FCC Staff and invited guests only).
- 11:30 a.m. – Noon Discussion with FCC staff re: status of 10/16 ROW Forum (LSGAC, its Staff and FCC Staff only)
- Noon - 1:30 p.m. Working lunch -- FCC and LSGAC discussion of various issues (LSGAC, its Staff and FCC Staff only).
- Update from FCC Staff on status of cable modem. DSL wireline deregulation and competitive networks proceedings.
- Update from FCC Staff on Revisions to Cable Television Rate Regulations; Implementation of Sections of the Cable Television Consumer Protection and Competition Act of 1992; Rate Regulations (MM Docket Nos. 92-266 and 93-215); Adoption of a Uniform Accounting System for the Provision of Regulated Cable Service (CS Docket No. 94-28); and Cable Pricing Flexibility (CS Docket No. 96-157).
- Update from FCC Staff on status of AT&T – Comcast merger and Direct TV – Echostar merger.
- 1:30 p.m. – 2:00 p.m. TENTATIVE - NO CONFIRMATION YET FROM COMMISSION ON THIS ITEM: LSGAC discussion with Chairman, Commissioners and Bureau Chiefs from Media and OGC (or their representatives) to address issues raised in August 20th letter regarding cable modem decision, franchise fees and customer service standards (LSGAC, its Staff and FCC Staff only).
- 2:00 p.m. – 2:45 p.m. LSGAC discussion of follow-up to ROW meetings and preparation for ROW Forum (LSGAC and its Staff only).

2:45 p.m. – 3:00 p.m.	Break
3:00 p.m. – 3:45 p.m.	LSGAC discussion of possible advisory recommendation in Anne Arundel, cable modem and DSL proceedings (LSGAC and its Staff only).
3:45 p.m. – 4:00 p.m.	LSGAC vacancies/public notice/appointment schedule (LSGAC, its Staff and FCC Staff only).
4:00 p.m. – 4:15 p.m.	Upcoming meeting schedule/Other issues
4:15 p.m.	Adjourn

**LSGAC 9/27/02
Staff & Members**

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